

Environmental

Transmittal # 04-15

Protection

Agency

Date Signed: 10/9/2015

Region 5

### REGION 5 DELEGATIONS MANUAL

Purpose. This transmittal provides a new regional delegation based on the national EPA Delegation 21-2 (Consultation on Certificates of Adequacy) for the Region 5 Delegations Manual.

Explanation. Under 33 U.S.C. § 1905 and 33 C.F.R. Part 158, before an onshore port or terminal accepts shipboard residues and mixtures containing oil or noxious liquid substances (NLS), it must apply for and receive a "Certificate of Adequacy" (COA) from the U.S. Coast Guard (USCG). During the COA application review, the USCG must consult with the Administrator of U.S. EPA. See 33 C.F.R. § 158.160(b). EPA Delegation 21-2 (Consultation on Certificates of Adequacy) delegates the authority to consult with the USCG to the Regional Administrators. The new Region 5 Delegation 21-2 redelegates this authority to the Director of the Office of Enforcement and Compliance Assurance (OECA) in EPA Region 5.

This revision will expedite EPA's consultation with the USCG in Region 5, and it is proper to delegate the authority to the Director of OECA because consultation will include investigation into permitting requirements and enforcement histories across several programs (such as RCRA, CAA, CWA, and OPA).

Filing Instructions. Post receipt of this transmittal on the checklist of EPA transmittals in the Region 5 Delegation Manual.

Remove Old Delegation

Insert New Delegation

21-2



Susan Hedman  
Regional Administrator

Delegation of Authority from the Regional Administrator